

#548
BILL NO. Z-93-10-10

ZONING MAP ORDINANCE NO. Z- Withdrawn

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. D-2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby
designated an B-1-B (Limited Business) District under the
terms of Chapter 33 of the Code of the City of Fort Wayne,
Indiana of 1974:

Lots #2 through #22 in Walnut Hills Terrace Addition to
the City of Fort Wayne.
and the symbols of the City of Fort Wayne Zoning Map No. D-2,
as established by Section 11 of Chapter 33 of the Code of the
City of Fort Wayne, Indiana are hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force
and effect from and after its passage and approval by the
Mayor.

Rebecca Carine
Councilmember

APPROVED AS TO FORM AND LEGALITY:

J. Timothy McCaulay
J. TIMOTHY MCCAULAY, CITY ATTORNEY

Read the first time in full and on motion by Ravine,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, the _____ day of
_____, 19_____, at _____ o'clock
_____, M., E.S.T.

DATED: _____

10-12-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	_____	_____	_____	_____
BRADBURY	_____	_____	_____	_____
EDMONDS	_____	_____	_____	_____
GiaQUINTA	_____	_____	_____	_____
HENRY	_____	_____	_____	_____
LONG	_____	_____	_____	_____
LUNSEY	_____	_____	_____	_____
RAVINE	_____	_____	_____	_____
SCHMIDT	_____	_____	_____	_____
TALARICO	_____	_____	_____	_____

DATED: _____

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. _____
on the _____ day of _____, 19____

ATTEST:

(SEAL)

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the _____ day of _____, 19____,
at the hour of _____ o'clock _____, M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____,
19____, at the hour of _____ o'clock _____, M., E.S.T.

PAUL HELMKE, MAYOR

RECEIPT

No 14891

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IN., 8/7 1993

RECEIVED FROM

Welfy Franklin

\$ 250.00

THE SUM OF

two hundred & fifty + 00

100 DOLLARS

ON ACCOUNT OF

Revere 1234 thru 11834 Letz

6230

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

AUTHORIZED SIGNATURE

PETITION FOR ZONING ORDINANCE AMENDMENT.

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

THIS IS TO BE FILED IN DUPLICATE

I/We (SEE ATTACHED)
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R-1 District to a/an B1B District the property described as follows:

WALNUT HILLS TERRACE ADD. LOTS # 2 - 22

(Legal Description) If additional space is needed, use reverse side.

ADDRESS OF PROPERTY IS TO BE INCLUDED:

1234 thru 1834 Getz Rd.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(SEE ATTACHED)

(Name)

(Address)

(Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by _____
(OFFICE USE ONLY)

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission.

Name and address of the preparer, attorney or agent.

WELBY E. FRANKLIN
(Name)

1606 GETZ RD.
(Address & Zip Code)

432-7608-4715009
(Telephone Number)

COMMUNITY AND ECONOMIC DEVELOPMENT / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/427-1140).

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

WALNUT HILLS TERRACE ADD. LOTS[#] 2-22

Owners of Property

(SEE ATTACHED)

(Name)

(Address)

(Signature)

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST
"OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING
FROM BEING HELD.

Legal Description of property to be rezoned.

WALNUT HILLS TERRACE ADD. LOT #'s

Owners of Property

WELBY E. FRANKLIN	1606 GETZ RD	WELBY E. Franklin
TODD A. ASKE	1526 GETZ ROAD	Todd A. Aske
Kevin McGinnis	1426 GETZ RD	Kevin McGinnis
Jane Edsall	1618 Getz Rd.	Jane Edsall
John & Brenda Cole	1706 GETZ Rd.	Brenda Cole
Linda & Mark Ewen	1716 GETZ Rd.	Linda & Mark Ewen
John R. Cole	1706 Getz Rd	John R. Cole
R. CRAIG HEAD	1578 GETZ	R. Craig Head
Marie M. Rorick	1504 Getz Rd.	Marie M. Rorick
David F. Rorick	1504 GETZ RD	David F. Rorick
Bernadine Newhart	1234 Getz Rd.	Bernadine Newhart
JOHN V. MCGRUBS	1426 GETZ RD.	John V. McGrubs
NEDRICK N. MILLER	1426 GETZ RD	Nedrick N. Miller
GREGORY P. LINDSAY	1426 Getz Rd	Gregory P. Lindsay
DONALD G. VAUGHN	1426 Getz RD	Donald G. Vaughn
JAMES J. LANCIA	1312 Getz Rd.	James J. Lancia
FLOYD A. LANCIA	1334 " "	Floyd A. Lancia
	1404 " "	
	1416 Getz Rd.	
Lots 3-4-5-6-7 Addition Walnut Hills Terrace Addition		
AUDREY M. BOLING	1622 GETZ RD	Audrey M. Boling
FRANK & EVELYN McCABE	1804 Getz Rd.	Evelyn J. McCabe
FRANK F. McCABE	1804 GETZ RD.	Frank F. McCabe
ELOISE COOK	1736 GETZ RD	Eloise Cook
JACK C. THOMAS	1726 GETZ RD.	Jack C. Thomas
(Name)	(Address)	(Signature)
William Emmitt	1816 Getz Rd	William Emmitt
DAVE & ELAINE LEHMAN	1834 GETZ Rd.	David Lehman Elaine Lehman

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on October 12, 1993 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-93-10-10.

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

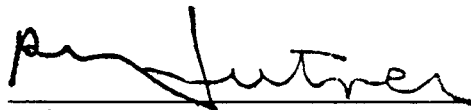
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on October 18, 1993.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the request of the petitioner at the public hearing.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held October 18, 1993.

Certified and signed this
19th day of October 1993.



Robert Hutner
Secretary

578
ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE 1234 through 1834 Getz Road

2-93-10-10

EFFECT OF PASSAGE Property is currently zoned R-1 - Single
Family Residential. Property will become B-1-B - Limited
Business District.

EFFECT OF NON-PASSAGE Property will remain zoned R-1 - Single
Family Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

FACT SHEET

Z-93-10-10

**Division of Community
Development & Planning**

BILL NUMBER

BRIEF TITLE**APPROVAL DEADLINE****REASON**

Zoning Map Amendment

From R-1 to B-1-B

DETAILS**Specific Location and/or Address**

1234 Getz Road through 1834 Getz Road

Reason for Project

Not Given

Discussion (Including relationship to other Council actions)18 October 1993 - Public Hearing

Petitioner requested that the rezoning be withdrawn.

Motion was made and seconded to WITHDRAW the petition as requested.

Of the eight (8) members present, seven (7) voted in favor of the motion, one (1) did not vote. Motion Carried

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents****Applicant(s)**Welby Franklin
City Department

Other

Opponents**Groups or Individuals**

Basis of Opposition

**Staff
Recommendation**☐ For ☒ Against**Reason Against**

Approval could result in an unorganized congested development pattern.

**Board or
Commission
Recommendation****By**☐ For ☐ Against
☐ No Action Taken☐ For with revisions to conditions
(See Details column for conditions)

WITHDRAW

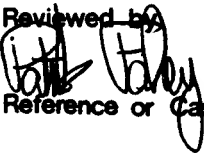
**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass ☐ Other
☐ Pass (as amended) ☐ Hold
☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/ PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

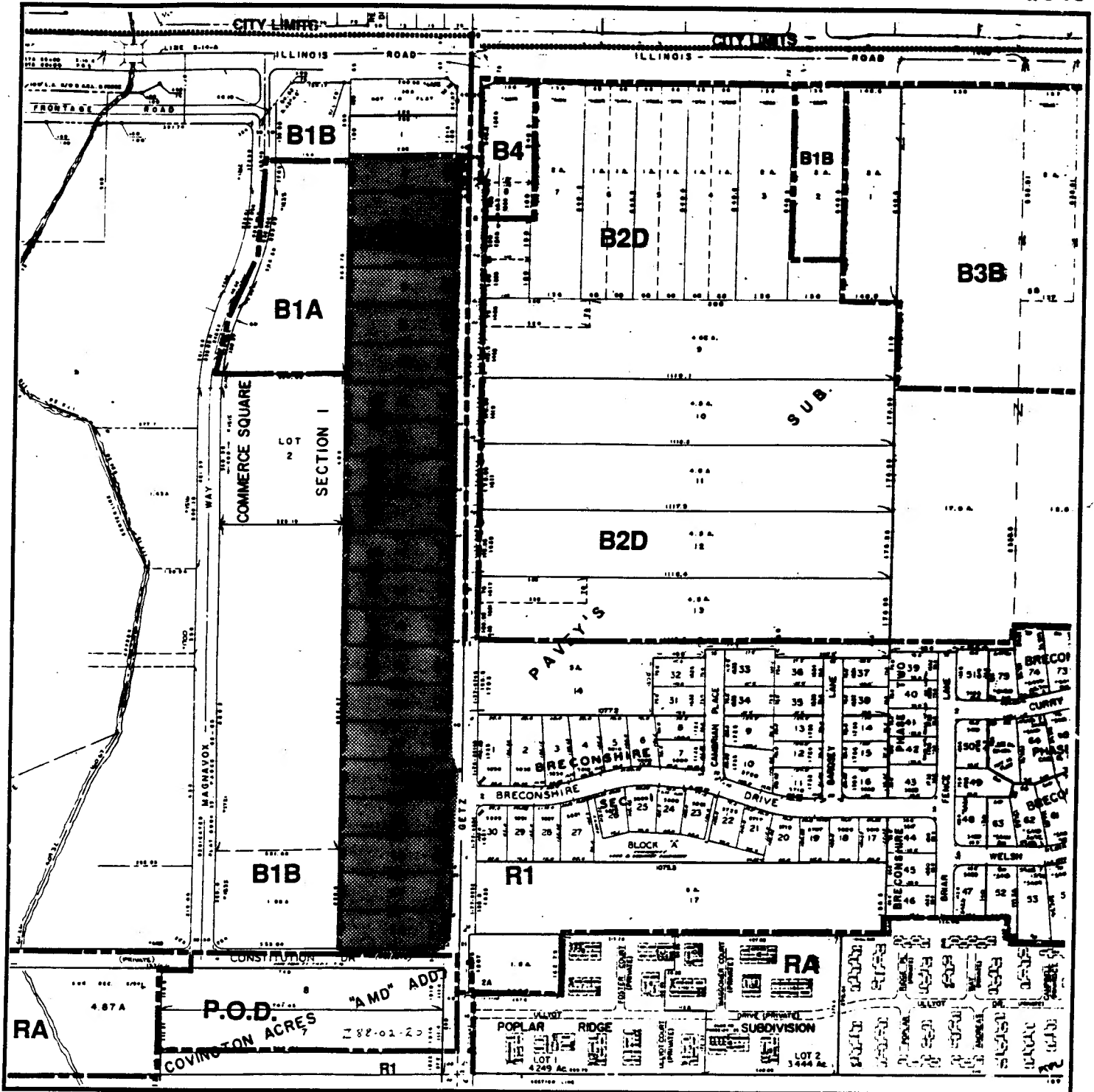
(This space for further discussion)

Project Start	Date 7 September 1993
Projected Completion or Occupancy	Date 19 October 1993
Fact Sheet Prepared by Patricia Biancaniello	Date 19 October 1993
Reviewed by 	Date 26 October 1993
Reference or Case Number	

REZONING PETITION

AREA MAP

CASE NO. #548



COUNCILMANIC DISTRICT NO. 4

Map No. D-2
LW 9-21-93

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/RB	Residential	B4	Roadside Business	MHP	Mobile Home Park
PUD	Planned Unit Dev.	POD	Professional Office District		

Sandra E. Kennedy
City Clerk